

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
NOVEMBER 17, 1965

This regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. of Wednesday, November 17, 1965, in the City Hall Council Chambers.

ROLL CALL Present: Councilmen - BROWN, CULBERTSON(8:03 p.m.),
DOW, WALTON and KIRSTEN

Absent: Councilmen - None

Also present: City Manager Graves, City Attorney Mullen,
and Planning Director Schroeder.

MINUTES Minutes of November 3, 1965 and November 10, 1965 were approved as written and mailed on motion of Councilman Dow, Walton second.

BID OPENING Mayor Kirsten read the "Notice to Bidders" for the removal of the house and garage at 31 North Pleasant Avenue. The following bids, which had been received prior to the meeting, were then opened and read by the City Clerk:

RES. NO. 2890	Reuben Preszler	\$1,750.00
ADOPTED	S & S Development Co.	1,810.00
	Castelanelli Bros.	1,827.00

Mayor Kirsten then asked if there were any oral bids at least 10% above the high bid of \$1,827.00. Mr. Ted Schneider of S & S Development Company bid \$2,009.00. Mr. Castelanelli bid above Mr. Schneider and then the bidding proceeded between Mr. Schneider and Mr. Castelanelli until Mr. Schneider reached a high bid of \$2,550.00. On motion of Councilman Dow, Brown second, the City Council adopted Resolution No. 2890 awarding the sale of the house and garage at 31 North Pleasant Avenue to S & S Development Company for the sum of \$2,550.00.

PUBLIC HEARINGS

REZONING Notice thereof having been published in accordance with law, Mayor Kirsten called for hearing on the recommendation of the City Planning Commission to rezone from R-2 Single Family Residential to R-3 Limited Multiple Family Residential the block bounded by Watson, Mission, Stockton and Washington Streets, and more particularly described as the "Ruminson Tract." Mr. Oskar Hess, 206 Watson Street, said he wished to add an additional unit to his property and had therefor asked for the R-3 zoning which the Planning Commission had expanded to include the entire block. There were no others present who wished to speak in favor of the rezoning. The following persons spoke against the proposed rezoning: Mr. Reinhold Reiswig, 218 Watson Street; Mr. E. Irion, 215 Watson Street; L. Boccia, 223 Mission Street; and John Ost, 227 Mission Street. Planning Director Schroeder stated the Planning Commission had received petitions against the rezoning signed by 57 persons residing in the general area, 14 of whom lived in the Ruminson Tract. Mr. Schroeder explained that the Planning Commission had initiated rezoning of the entire tract because the surrounding area is zoned R-3. After Council discussion, it was moved by Councilman Dow that Ordinance No. 805 be introduced rezoning the Ruminson Tract from R-2 to R-3. His motion was seconded by

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Councilman Brown. Councilman Walton made a substitute motion that the lots in the Ruminson Tract facing Watson Street only be rezoned to R-3 instead of the entire block. There was no second to his motion. Councilman Walton said he was in favor of rezoning the property facing Watson Street because Mr. Hess had a good reason for requesting the change, but since the residents along Mission Street did not want a change of zoning, he saw no reason why that portion of the block should be rezoned. After further discussion, Councilman Walton made a substitute motion to introduce Ordinance No. 805 rezoning the North one-half of the Ruminson Tract (Lots 1-10) from R-2 to R-3. His motion was seconded by Councilman Culbertson and carried by the following vote:

AYES: Councilmen - DOW, CULBERTSON and WALTON

NOES: Councilmen - BROWN and KIRSTEN

DOUGLAS OIL
CO. APPEAL
DENIED

Notice thereof having been published in accordance with law, the Mayor called for hearing on the appeal of Douglas Oil Company from the decision of the Planning Commission in denying their request for a use permit to erect a revolving sign at 301 East Lodi Avenue. Mr. Roy Fitzgerald, Douglas Oil Company representative from Santa Clara, said he questioned the decision of the Planning Commission since a service station had existed at this place for ten years, but the existing sign, which was larger than the proposed sign, had been removed when Lodi Avenue was widened. A revolving sign is typical for his company, and such a sign should not interfere with traffic since there are no signals at this corner. Mr. Russ of the Douglas Oil Company in Stockton also spoke in favor of the sign. After discussion among members of the Council, it was moved by Councilman Culbertson that the appeal of Douglas Oil Company be denied. His motion was seconded by Councilman Walton and carried unanimously.

PLANNING COMMISSION

ACTIONS

The Planning Commission took the following actions at its meeting of November 8:

1. Approved the tentative map of Pioneer Subdivision subject to certain conditions.
2. Approved the tentative map of the Royal Crest Subdivision subject to certain conditions.
3. Denied the request of Tidewater Oil Company for variances to reduce the required front and street side yard to allow the construction of canopies over pump islands at a service station located at the northwest corner of Ham Lane and Lockeford Street.

FRED MUTHER
APPOINTED
TO P.C.

Mayor Kirsten asked for concurrence in the appointment of Mr. Fred Muther to the seat on the Planning Commission vacated by Mr. Mike Tracy. On motion of Councilman Brown, Dow second, the City Council approved the appointment of Fred Muther to the City Planning Commission for a term expiring June 30, 1968.

COMMUNICATIONS

APPEAL
TIDEWATER OIL
CO.

A letter was read from Tidewater Oil Company appealing the decision of the City Planning Commission in denying their request for variances to reduce the required front and side yards at the northwest corner of Ham Lane and

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Lockeford Street in order to construct canopies over the pump islands. On motion of Councilman Dow, Walton second, the appeal was set for public hearing on December 1, 1965.

MRS. RIGGLE RE UTILITY RATES	A letter was received from Mrs. Mary I. Riggle, 620 West Elm Street, protesting increases in utility rates, particularly water.
HIGHWAY COMMISSION	Letter and resolution from the California Highway Commission giving general support to steps being taken by the Federal Government in highway beautification and safety.
ESCALON	Resolution from the City of Escalon against a growing disregard for law and duly constituted authority.
SAN MATEO	Resolution from the City of San Mateo expressing support and devotion to members of the Armed Forces of this country fighting in Viet Nam.
FARM-CITY BANQUET	Notice of the annual Farm-City banquet being held at the San Joaquin County fairgrounds on November 20, 1965.
TURNAGE MARKET PURCHASE	City Attorney Mullen stated he had been conducting negotiations with the owners of the Turnage Market Building for the acquisition of the site for the Civic Center complex. Mr. Mullen reported he had received a letter from the owners agreeing to sell at the City's appraised value of \$135,000. The lease for the market portion of the building expires in 1970 and the lease for the liquor store expires in 1968 with option to renew. The landlords are responsible for fire insurance and for maintenance of the roof. If acceptable to the Council, Mr. Mullen suggested that taxes be prorated as of the end of the year. Councilman Culbertson complimented Mr. Mullen for his successful negotiations and moved that the offer be accepted and that the City purchase the Turnage Market property at the northwest corner of Pine and Church Streets for \$135,000. His motion was seconded by Councilman Walton and carried.

REPORTS OF THE CITY MANAGER

CLAIMS	Claims in the amount of \$206,179.02 were approved on motion of Councilman Dow, Walton second.	
RUTLEDGE ADDN WITHDRAWN FROM WRCFPD RES. NO. 2884 ADOPTED	The annexation of the Rutledge Addition having been completed, the Council adopted Resolution No. 2884 withdrawing said addition from the Woodbridge Rural County Fire Protection District on motion of Councilman Brown, Dow second.	
KUNDERT ADDN WITHDRAWN FROM WRCFPD RES. NO. 2885 ADOPTED	The annexation of the Kundert Addition having been completed, on motion of Councilman Dow, Culbertson second, the City Council adopted Resolution No. 2885 withdrawing the Kundert Addition from the Woodbridge Rural County Fire Protection District.	
AWARD - UTILITIES DEPT. TRUCK	The following bids had been received for furnishing one 10,000 lb. G.V.W. truck for the Utilities Department:	
RES. NO. 2886 ADOPTED	Loewen Auto Company	\$2232.24
	Tokay Motors	2324.57
	Green & Schwindt Ford	2384.80

On motion of Councilman Walton, Dow second, the City Council adopted Resolution No. 2886 awarding the contract for the Utilities Department truck to the low bidder, Loewen Auto Company.

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SPECS - POUND TRUCK	Mr. Graves presented specifications for a pound truck for the Police Department. On motion of Councilman Culbertson, Brown second, the Council approved the specifications and authorized calling for bids on the pound truck.
SPECS - PARKS PICKUP	Specifications for a 3/4-ton truck for the Parks Department were presented. On motion of Councilman Walton, Brown second, the City Council approved the specifications for the 3/4-ton truck and authorized calling for bids thereon.
SPECS - LINE TRUCK	Mr. Graves then presented specifications for the replacement of the line truck for the Utilities Department. On motion of Councilman Dow, Walton second, the specifications for the line truck cab and chassis were approved and calling for bids authorized.
SPECS - POLICE STATION WAGON	On motion of Councilman Brown, Culbertson second, the Council approved specifications for a nine-passenger station wagon to replace the Police Department paddy wagon and authorized calling for bids therefor.
SPECS - FIRE DEPT. SEDAN	Specifications for a four-door sedan for the Assistant Fire Chief were then approved and advertising for bids authorized on motion of Councilman Culbertson, Dow second.
CROSSWALKS ON MILLS AVE. AND PINE ST.	The City has received a request for pedestrian crosswalks across Mills Avenue at Lodi Avenue and Pine Streets. The Public Works Department also recommends that crosswalks be placed across Pine Street at Mills Avenue. On motion of Councilman Brown, Walton second, the City Council adopted Resolution No. 2887 authorizing establishment of the crosswalks as recommended.
RES. NO. 2887 ADOPTED	
HAM LANE STOP SIGNS	The Public Works Department has recommended the installation of stop signs along Ham Lane at Vine, Park and Cardinal Streets. The Council agreed that stops were needed and felt a stop sign should also be placed on Ham Lane at the south side of Lodi Avenue. Councilman Dow moved the adoption of Resolution No. 2888 authorizing installation of stop signs along Ham Lane at Vine, Park and Cardinal Streets and also at Ham on the south side of Lodi Avenue. His motion was seconded by Councilman Culbertson and carried unanimously.
RES. NO. 2888 ADOPTED	
PURCHASE OF 306 W. ELM	Mr. Graves presented a letter and deed from Mr. Alex Dupper covering his property at 306 West Elm Street which is required for part of the Civic Center Site. Mr. Dupper is willing to sell his property for \$17,514 providing the City agrees to the following conditions: That he may remove the TV antenna, all shelving and other fixtures and equipment in his "darkroom," and such trees and shrubs as he chooses, and that he will deliver possession of the property on or before January 15, 1966. On motion of Councilman Culbertson, Dow second, the City Council authorized acceptance of the deed for \$17,514 subject to the conditions set forth in the letter.
ADM. ASSISTANT AND LIBRARY SALARIES	Mr. Graves recommended increasing the salary range for Administrative Assistant from \$600 - \$840 to \$630 - \$880, and then reported that the Library Board, at its meeting of November 16, 1965, had approved the following salary increases for the Library staff: Librarians a 5% increase; clerical employees a 2½% increase; janitor a 2½% increase; and salary range for City Librarian from \$694 - \$876 to \$734 - \$926. On motion of Councilman Brown, Walton second, the City Council approved the recommended change in salary range for Administrative Assistant to \$630 - \$880 and ratified the salary increases for Library personnel, effective October 1, 1965.

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HEAVY CREW
FOREMAN CHANGED
TO LIGHT CREW
FOREMAN

The City Manager stated that the 12 KV conversion program would be completed in fiscal 1966-67 with a consequent reduction in heavy work by the electrical personnel. Under such circumstances he feels that it would be more efficient to have three light crews rather than one heavy and one light as at present and recommended that the Heavy Crew Foreman be reclassified to Light Crew Foreman. No one is filling the position of Heavy Crew Foreman at the present time. On motion of Councilman Dow, Walton second, the Council approved reclassification of the Heavy Crew Foreman position to Light Crew Foreman.

ORDINANCES

AMEND
SUBD. ORD.

ORD. NO. 803
ADOPTED

ORDINANCE NO. 803, entitled "AN ORDINANCE OF THE CITY OF LODI AMENDING LODI CITY CODE CHAPTER 22, 'SUBDIVISION ORDINANCE,' BY AMENDING SECTIONS 22-4, 22-5 AND 22-7," having been introduced at the regular meeting of November 3, 1965, was brought up for passage on motion of Councilman Dow, Culbertson second. Second reading was omitted after reading by title and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - BROWN, CULBERTSON, DOW,
WALTON and KIRSTEN

Noes: Councilmen - None

Absent: Councilmen - None

COUNCIL
SALARIES

ORD. NO. 804
ADOPTED

ORDINANCE NO. 804, entitled "AN ORDINANCE OF THE CITY OF LODI PROVIDING FOR THE PAYMENT OF SALARIES TO MEMBERS OF THE CITY COUNCIL OF THE CITY OF LODI," having been introduced at the regular meeting of November 3, 1965, was brought up for passage on motion of Councilman Brown, Dow second. Second reading was omitted after reading by title and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - BROWN, CULBERTSON, DOW and
WALTON, and ~~KIRSTEN~~

Noes: Councilmen - ~~None~~ KIRSTEN

Absent: Councilmen - None

COMMUNITY
ACTION
COUNCIL

Councilman Culbertson stated that recently a meeting had been held between representatives of the County Board of Supervisors and the Community Action Council Board to discuss changing the bylaws of the CAC in regard to appointment and composition of the CAC Board of Directors. At this meeting the following minimum standards were proposed:

- (a) Representatives from the public at large to include individuals associated with private and public agencies such as schools, social service agencies and the like.
- (b) Representatives from the leadership of the several segments of the community such as labor, business, religious and minority groups.
- (c) Representatives from the groups and areas to be served by the CAC program, commonly referred to as "target" areas, to be selected by the people to be served.

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It was suggested that the CAC Board be composed of twenty-one members, seven from each of the above groups. Members from groups (a) and (b) would be appointed by an Election Board composed of a representative from each of the six cities in the County and the five members of the County Board of Supervisors. Councilman Culbertson considered this to be a good proposal as two-thirds of the members of the CAC Board of Directors would be serving at the pleasure of the County and cities. Councilman Culbertson then moved that the above proposed amendments to the CAC bylaws be approved. His motion was seconded by Councilman Dow and carried by unanimous vote.


KNIGHT
PROPERTY
CONDEMNATION

RES. NO. 2889
ADOPTED

City Attorney Mullen stated that representatives of the Knight property at 19 North Church Street could not agree with the City on a price and he therefore recommended that condemnation proceedings be authorized. On motion of Councilman Dow, Walton second, the City Council adopted Resolution No. 2889 authorizing the City Attorney to proceed with condemnation of the Knight property.

ADJOURNMENT

There being no further business, the City Council adjourned at 10 p.m. on motion of Councilman Dow, Walton second.


Attest: Beatrice Garibaldi
City Clerk